

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

OPTIS WIRELESS TECHNOLOGY, LLC,  
OPTIS CELLULAR TECHNOLOGY, LLC,  
UNWIRED PLANET, LLC, UNWIRED  
PLANET INTERNATIONAL LIMITED,  
AND PANOPTIS PATENT  
MANAGEMENT, LLC,

Plaintiffs,

v.

APPLE INC.,

Defendant.

Civil Action No. 2:19-cv-00066-JRG

**JURY TRIAL DEMANDED**

**APPLE INC.'S UNOPPOSED MOTION FOR LEAVE  
TO FILE REPLY IN SUPPORT OF MOTION TO CONTINUE TRIAL**

Pursuant to Local Rule CV-7(k) and this Court's July 15, 2020 Order, Dkt. 342, Apple moves for leave to file a 5-page Reply Brief in support of its Motion to Continue Trial, Dkt. 341.

Apple requests leave to submit a Reply Brief to correct statements made in Plaintiffs' Response, including unfounded allegations against the credibility of Dr. Haley's opinions and Apple's motives in bringing the motion to continue. The Reply Brief also provides updated information regarding the increase in COVID-19 cases in Harrison County and the surrounding areas in the four days since Apple filed its motion. Given the serious risk to public health and safety presented by COVID-19, and Plaintiffs' incorrect statements in their Response, good cause exists to permit Apple to file the Reply Brief.

Plaintiffs have indicated that they do not oppose this motion provided that Apple does not oppose Plaintiffs filing a sur-reply of the same length as Apple's reply. Apple has confirmed it would not oppose such a motion by Plaintiffs.

DATED: July 19, 2020

Respectfully submitted,

By: /s/ Melissa R. Smith

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*Attorneys for Defendant Apple Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 19, 2020 a true and correct copy of the above and foregoing document has been served by electronic mail upon all counsel of record.

/s/ Melissa R. Smith  
Melissa R. Smith